



IN THE
SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1976

No. 76-1769

JOSEPH H. LIBERMAN,
Petitioner,

v.

CITY OF ST. LOUIS,
Respondent.

CORRECTED APPENDIX

**Pages A-14 to A-17 to Petition for a Writ of Certiorari
to the Supreme Court of the State of Missouri**

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EXPLANATION

Pages A-14 to A-17 of the Appendix to Petitioner's "Petition for Writ of Certiorari" purporting to be a copy of Ordinance No. 55784 is incorrect and is not a copy of the said Ordinance. Said pages have been printed by inadvertence and should be disregarded in their entirety.

The following pages of this "corrected Appendix" contains a correct copy of the said Ordinance No. 55784. The pages herein are designated "Corrected Pages A-14 to A-17" and should be substituted for the incorrect ones.

Petitioner regrets any inconvenience this may cause to the Court and apologizes for the error.

BERNARD SUSMAN
Attorney for Petitioner

Ordinance 55784

(Com. Sub. B.B. No. 112 as Amd.)

An ordinance to amend Chapter 700 of the Revised Code of the City of St. Louis, pertaining to the licensing of pawn-brokers by repealing Sections 700.030 and 700.060 thereof and enacting 5 new sections in lieu thereof to be known as Sections 700.031, 700.061, 700.130, 700.140 and 700.150, pertaining to the same subject matter and requiring proposed licensees to be of good moral character; to install camera equipment and to photograph persons selling articles or pledging pawns to them; to require certain purchases and pawns to have plainly visible manufacturer's serial number or other identifying insignia as a precondition for purchase or acceptance of such articles as pawns; requiring the keeping of a register of all articles purchased by them or pawned to them showing the

date of purchase or pawn, the name and age of the seller or pledger; his vehicle operator's or chauffeur's license number or social security number; a full description of the property; the amount of the purchase or loan with the interest charged if a loan, giving a receipt bearing the information required hereby thereon; requiring all such information and photographs to be made available to any law enforcement officer on request at any time within one year following the receipt of any article and the taking of any photograph and authorizing the revocation of license, after hearing, for any willful violation of the provisions hereof.

Be it ordained by the City of St. Louis, as follows:

Section One. Section 700.030 and Section 700.060 of Chapter 700 of the Revised Code of the City of St. Louis are hereby repealed.

Section Two. Sections 700.031, 700.061, 700.130, 700.140, and 700.150 of said Chapter 700 are hereby enacted to read as follows:

700.031. Application for license—Every application for a license hereunder shall be made in writing to the license collector and shall state where the business is to be carried on. Before any license shall be issued, the license collector shall procure from the police commissioners, an endorsement on the back of the application therefor:

a. that in their opinion the applicant has a good moral character;

b. that the applicant has installed a proper camera and agreed to use such equipment to photograph every person and receipt or pawn ticket given to such person in connection with all loans and purchases of all articles effected or made by him, and to

make such photographs available to any law enforcement officer upon request;

c. that the applicant has agreed not to accept as collateral security or to purchase any camera, radio, television set, lawn mower, typewriter, adding machine, calculating machine, copying machine, duplicating machine, tape recorder, tape player, cash register, still or moving picture projector or offset projector, dictating machine, record player, electric buffer, electric polisher, electric floor waxer, unless said item shall have plainly visible thereon the manufacturer's serial number or other identifying insignia.

700.061. Register to be kept.—Every pawnbroker shall keep a register of all loans and purchases of all articles effected or made by him, which register shall show the date of all loans or purchases, and the names of all persons who have left any description of property on deposit as a collateral security or as a delivery on sale thereof. Opposite such name and date shall be written in plain hand the person's age and motor vehicle operator's or chauffeur's license number, or social security number or other identification of public record designated in a list of such items established by the license collector; a full description of all such property purchased or received on deposit as collateral security, the manufacturer's identifying insignia or serial number if applicable, the time when the loan falls due, the amount of purchase money or the amount loaned and the interest charged and the picture number. In addition to this, he shall give the party negotiating or selling, a plain written or printed ticket for the loan, and a plain written or printed receipt of the articles purchased having on each a copy of the entries required by this Chapter to be kept in his register. For the ticket or receipt he shall not be entitled to make any charge.

700.130. No pawnbroker shall accept any article or property as collateral security, or purchase any article or property unless he shall make a photograph of the person from whom

such article or property is being received along with the receipt or pawn ticket given to such person; nor shall any pawnbroker refuse to deliver such photograph to any law enforcement officer upon request in connection with a specific item of stolen property, within one year following the date such photograph is taken. Every pawnbroker shall display a notice to his customers in a prominent place to the effect that he is required to photograph every person pawning or selling an item to him, by city ordinance.

700.140. No pawnbroker shall accept as collateral security or purchase any camera, radio, television set, lawn mower, typewriter, adding machine, calculating machine, copying machine, duplicating machine, tape recorder, tape player, cash register, still or moving picture projector or offset projector, record player, dictating machine, electric buffer, electric polisher, or electric floor waxer, unless said item shall have plainly visible thereon the manufacturer's serial number or other identifying insignia.

700.150. The license collector of the City of St. Louis shall have power and authority to revoke any license issued under Chapter 700 for any willful violation by a licensed pawnbroker of any of the provisions or conditions contained therein; provided such license shall be revoked only after the licensee shall have been notified in writing at his place of business of the violations complained of and shall have been afforded a reasonable opportunity to have a hearing thereon before the license collector. No license in effect on the effective date of this ordinance shall be revoked for a violation of Section 700.130 until after this ordinance has been in effect for 90 days.

Approved: January 7, 1971.

State of Missouri }
City of St. Louis }^{ss.}

I, the undersigned Register of said City do hereby certify the foregoing to be a true copy of

Ordinance No. 55784

Approved: January 7, 1971

the original of which is on file in this office.

Witness my hand and the seal of the City of St. Louis this
21st day of August, 1975.

(Illegible)
Register